## LAW OFFICES OF LOUIS E. GITOMER, LLC.

LOUIS E GHOMER Lou@lgraillaw.com

MELANII. B. YASBIN Melanie@Igraillaw.com 410-296-2225 October 31, 2011

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Cynthia T. Brown Chief of the Section of Administration, Office of Proceedings Surface Transportation Board 395 E Street, S.W. Washington, D.C. 20423

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Re: Docket No. AB-55 (Sub-No. 717X), CSX Transportation, Inc.—Abandonment Exemption—in Miami-Dade County, FL

Dear Ms. Brown,

By the enclosed letter, CSX Transportation, Inc. ("CSXT") has complied with the conditions imposed in *CSX Transportation, Inc. – Abandonment Exemption–in Miami-Dade County, Fla.*, STB Docket No. 55 (Sub-No. 717X) (STB served October 7, 2011) slip op. at 2, with regard to the abandonment of an approximately 0.95-mile rail line on its Southern Region, Jacksonville Division, Miami Subdivision, between milepost SX 1036.8 and milepost SX 1037.5. at the end of the track, including approximately 1,300 feet of connection track beginning 150 feet from the point of switch near milepost SXH 37.0, in Miami, Miami-Dade County, FL (the "Line").

Pursuant to 49 CFR 1152.29(e)(2), CSXT notifies the Board that on October 31, 2011, it consummated the abandonment of the Line.

Thank you for your assistance. If you have any questions, please contact me.

Louis E. Gitomer, Esq.

Attorney for CSX Transportation, Inc.

Enclosure

Cc: Mr. J. Fred Wise

Rail Office

Florida Department of Transportation

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605 Suwannee St., MS-25 Tallahassee, FL 32399-0450

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Cheryl Bochm Director Passenger Services-Commuters 500 Water Street 1315 Jacksonville, FL 32202 Phone: (901) 359-7490

October 17, 2011

Mr. Gerry O'Reilly, P.E. Director of Transportation Development District Four Florida Department of Transportation 3400 W. Commercial Boulevard Fort Lauderdale, FL 33309

RE: Docket No. AB-55 (Sub-No. 717X), CSX Transportation, Inc. – Abandonment Exemption–in Miami-Dade County, FL

Dear Mr. O'Reilly:

As conditions precedent to CSX Transportation, Inc. ("CSXT") abandoning an approximately 0.95-mile rail line on its Southern Region, Jacksonville Division, Miami Subdivision, between milepost SX 1036.8 and milepost SX 1037.5, at the end of the track, including approximately 1,300 feet of connection track beginning 150 from the point of switch near milepost SXH 37.0, in Miami, Miami-Dade County, FL (the "Line"), with respect to conducting salvage activities on the Line, the Surface Transportation Board (the "Board") has required CSXT to:

(1) ensure that extra care is taken to protect the County's water distribution and sewage collection systems because water and sewer lines are located within the vicinity of the proposed abandonment; (2) ensure that the Phase I and Phase II reports prepared by FDOT addressing soil and ground water impacts are submitted to DERM's Pollution Control Division for its review; and (3) consult with DERM's Pollution Control Division regarding the adequacy of FDOT's Salvage Scope of Work, whether any properties near the proposed abandonment require contamination assessment or remediation, and whether permits are required to address stormwater runoff and dewatering resulting from salvage activities.

Mr. Gerry O'Reilly, P.E. Page Two October 17, 2011

CSX Transportation, Inc. – Abandonment Exemption–in Miami-Dade County, Fla., STB Docket No. 55 (Sub-No. 717X) (STB served October 7, 2011) slip op. at 2. CSXT is not conducting the salvage of the Line. CSXT has prosecuted this abandonment as an accommodation to the Florida Department of Transportation ("FDOT"). CSXT will consummate the abandonment of the Line on the understanding that FDOT will work with the Miami-Dade County Department of Environmental Resources Management ("DERM") to comply with conditions 1 and 2 above. With regard to condition 3, CSXT also understands that FDOT is coordinating the remediation with DERM, that FDOT and DERM have had an agreed upon Master Plan for solid waste removal in place since 2003, that FDOT has retained a contractor for remediation and clean up, that FDOT has permitting in place, and that at the end of the project, FDOT will submit a final report to DERM.

Please sign this letter and return a copy to me if you agree with CSXT's view that FDOT has and will comply with the Board condition in progressing the project.

Sincerely yours

Charge Boehm

Enclosure

On behalf of FDOT, I agree with the CSXT understanding expressed in this letter.

My. Gerry O'Reilly, P.E.

Director of Vransportation Development

District Four

Florida Department of Transportation